



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	MICHEL'S ET AL.	Examiner:	S. PRASAD
Serial No.:	10/791,370	Group Art Unit:	3767
Filed:	MARCH 1, 2004	Docket:	9748.117US01
Confirmation No.:	8976		
Title:	DELIVERY SYSTEM AND METHOD		

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on March 21, 2006.

By: *Kristine A. Wack*
Name: Kristine A. Wack

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

23552
PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Supplemental Information Disclosure Statement, Form 1449, 5 Reference(s)
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
612.332.5300

By: *Steven C. Bruess*
Name: Steven C. Bruess
Reg. No.: 34,130
SBruess:MAB:PLSkaw

/Catherine Witzcak/ (09/30/2009)

(PTO TRANSMITTAL - GENERAL)

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /CW/



S/N 10791,370

PATENT

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By:

Name: Kristine A. Wack

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450



Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. §1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

/Catherine Witczak/ (09/30/2009)

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /CW/

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.


Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Date:

March 21, 2006


Steven C. Bruess
Reg. No. 34,130
SCB:MAB:PLSkaw

/Catherine Witczak/ (09/30/2009)

FORM 1449*

INFORMATION DISCLOSURE STATEMENT

Docket Number:

9748.117US01

Application Number:

10/791,370

IN AN APPLICATION

(Use several sheets if necessary)

Applicant: MICHELS ET AL.

Filing Date: 03/01/2004

Group Art Unit: 3767



U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,563,181	01/07/1986	Wijayarathna et al.			
	4,898,591	02/06/1990	Jang et al.			
	5,234,406	08/10/1993	Drasner et al.			
	5,599,325	02/04/1997	Ju et al.			
	5,725,513	03/10/1998	Ju et al.			
	5,792,124	08/11/1998	Horrigan et al.			
	5,811,043	09/22/1998	Horrigan et al.			
	5,860,963	01/19/1999	Azam et al.			
	5,902,287	05/11/1999	Martin			
	5,911,715	06/15/1999	Berg et al.			
	5,938,653	08/17/1999	Pepin			
	6,030,369	02/29/2000	Engelson et al.			
	6,102,890	08/15/2000	Stivland et al.			
	6,217,547 B1	04/17/2001	Lee			
	6,579,484 B1	06/17/2003	Tierman et al.			
	6,663,614 B1	12/16/2003	Carter			
	6,676,666 B2	01/13/2004	Vrba et al.			
	6,685,720 B1	02/03/2004	Wu et al.			
	6,814,744 B2	11/09/2004	Yang et al.			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

EXAMINER /Catherine Witczak/ (09/30/2009)

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

FORM 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)	Docket Number: 9748.117US01	Application Number: 10/791,370
	Applicant: MICHELS ET AL.	
	Filing Date: 03/01/2004	Group Art Unit: 3767

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
		Cohen, A. et al., "Transbrachial Hepatic Arterial Chemotherapy Using an Implanted Infusion Pump," <i>Dis. Col. & Rect.</i> , Vol. 23, No. 4, pp. 223-227 (May-June 1980)
		Cohen, A. et al., "Treatment of Hepatic Metastases by Transaxillary Hepatic Artery Chemotherapy Using an Implanted Drug Pump," <i>Cancer</i> , Vol. 51, No. 11, pp. 2013-2019 (June 1, 1983)
		Ensminger, W. et al., "Totally Implanted Drug Delivery System for Hepatic Arterial Chemotherapy," <i>Cancer Treatment Reports</i> , Vol. 65, No. 5-6, pp. 393-400 (May/June 1981)
		Fulton, Jr., R. et al., "In vitro and in vivo rates of fluid flow through catheters in peripheral veins of dogs," <i>JAVMA</i> , Vol. 198, No. 9, pp. 1622-1624 (May 1, 1991)
		Iserson, K. et al., "Combined Effect of Catheter and Tubing Size on Fluid Flow," <i>Am. J. Emerg. Med.</i> , Vol. 4, No. 3, pp. 238-240 (May 1986)

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